IN THE HIGH COURT OF JUDICATURE AT BOMBAY
O.O.C.J.

Chamber Summons No.1406 of 2007.
in
Suit No.527 of 2005

Capt.Sukhdev Singh ..Plaintiff

vs.

The Great Eastern Shipping
Company Limited and others ..Defendants

Plaintiff in person.
Mr.P.S.Colabawala i/b M/s Hariani and Co. for defendant no.1.

CORAM: S.C.DHARMADHIKARI J
16th October,2007

P.C.

1. This chamber summons is taken out for amendment of the plaint. The amendment that is sought is to incorporate certain events which have arisen after the suit was filed. The plaintiff had earlier moved the Chamber Summons no.508 of 2006 which was allowed by me on 17th July, 2007. In the present chamber summons, identical reliefs have been claimed. In the affidavit in reply filed to this chamber summons, in para 7 it has been pointed out that earlier chamber summons was allowed. Similarly, it has been pointed out by Mr.Colabawala that self-same pleas are being incorporated in this chamber summons.

2. This chamber summons is to add and incorporate certain events which were arisen, according to the plaintiff who is appearing in person, after the order dated 16th July, 2007 passed in Chamber Summons no.508 of 2006. I have repeatedly enquired from the plaintiff as to what are those events. All that he could do was to invite my attention to the schedule to the chamber summons and some correspondence. It was brought to my notice that all that was required to be incorporated in the plaint to challenge the alleged wrongful action against him has already been incorporated pursuant to the order of amendment. Yet, he persisted in inviting this Court's notice to certain correspondence which are letters addressed to the Government authorities i.e. Director General of Shipping, Regional Provident Fund Commissioner so also the Human Rights Commission.

3. After perusing the chamber summons and annexures thereto so also the affidavit in reply, I am of the view that there is no necessity of incorporating any further averments. The material that is sought to be produced in the form of schedule to the chamber summons is nothing but the copies of the letters addressed to various authorities and correspondence between the parties.

The plaintiff can very well rely upon this material in support of his pleas at the final hearing of the suit and when the matter is placed for evidence. Chamber Summons no.1406 of 2007 is thoroughly misconceived and dismissed accordingly. However, there will be no order as to costs.

4. Place the suit for directions on 4th December, 2007. Mr.Colabawala states that the written statement would be filed by the contesting defendants before that date.

,,,,,,,**(S.C.DHARMADHIKARI J.)**